

**ENVIRONMENTAL PROTECTION  
AGENCY**  
[FRL 473-2]  
**CALIFORNIA**  
**Marine Sanitation Device  
Standard**

On September 26, 1975, notice was published that the State of California had requested a determination by the Administrator, Environmental Protection Agency, pursuant to section 312(f) (3) of Pub. L. 92-500 that adequate facilities for the safe and sanitary removal of sewage from all vessels are reasonably available for Upper and Lower Newport Bays, Sunset Bay inland of the Pacific Coast Highway Bridge, and Huntington Harbor.

The information submitted to me certifies that pump-out facilities are located on a dock adjacent to the Orange County harbors, beaches and parks/harbormaster/Coast Guard docks in Newport Bay, and on a dock near the launch ramp at Sunset Aquatic Park Marina in Sunset Bay Service boats equipped to pump out holding tanks are available through Sea Lancers. Greg Boston Associates and California Recreational Co Recently constructed docks, particularly in the Huntington Harbor area, are equipped with direct sewers. The two dockside pump-out facilities are available for use 24 hours a day. According to the California petition, the convenient locations, the 24-hour/day availability, the fact that no charge is made for pump-out service, and the observed five-minute pump-out time for most boats demonstrate that such service is readily available and adequate. The information submitted to me certifies that these are no point source discharges from pump-out facilities comply with applicable discharge permits.

The Agency has received no comments in opposition to the State of California's petition on the merits.

Following an examination of the petition and supporting information, and a consideration of all comments received pursuant to the September 26 FEDERAL REGISTER notice I have determined that adequate facilities for the safe and sanitary removal and treatment of sewage from all

vessels are reasonably available for Upper and Lower Newport Bays, Sunset Bay inland of the Pacific Coast Highway Bridge and the Huntington Harbor within the State of California. This determination is made pursuant to section 312(f) (3) of Pub. L. 92-500

Dated: January 9, 1976

**Russell E Train**

Administrator  
[FR Doc. 76-1247 File 1-14-76 8:45 am]  
[FRL 476-3]

**MICHIGAN**

**Marine Sanitation Device  
Standard**

On October 9, 1975, notice was published that the State of Michigan had requested a determination by the Administrator, Environmental Protection Agency, pursuant to section 312(f) (3) of Pub. L. 93-500, that adequate facilities for the safe and sanitary removal and treatment of sewage from all vessels are reasonably available for the Michigan waters of Lake Michigan, Huron, Superior, Erie and St. Clair all waterways connected thereto, and all inland lakes.

The information submitted to me certifies that as of 1972 there were 49 public marinas, 104 commercial marinas available for use to the public, and 19 private marinas not available to the public, all of which have pump-out facilities to serve the recreational boating public. The State estimates that the number of recreational pump-out facilities now exceeds 200. It has been certified by the State that the treatment of wastes from each pump-out facility conforms to State and/or Federal requirements as defined in permit requirements. Moreover it has been certified by the State that although adequate pump-out stations are not available at all commercial port, licensed septic haulers are reasonably available on call or through contract to pump out commercial vessels at any port in Michigan. For the 20 major ports that service commercial vessels at least one such hauler is available for each of only three ports and for each of the remaining ports there are up to eight such

haulers available. In populated areas, such haulers are available within a 15-mile radius from the port, whereas in upper Michigan's unpopulated areas such haulers are available within a 25-mile radius from the port. As part of the license such haulers must deposit wastes into State-approved municipal treatment facilities.

The information submitted to me certifies further that the quality or concentration of chemicals presently used as preservatives or odor suppressants for holding tanks will not prove a deterrent to the operation of the receiving municipal wastewater treatment plant. Such septic tank waste haulers are being and can be used successfully within the State of Michigan to pump out commercial the vessel or from a dockside holding vessel holding tanks either directly from tank to which sewage is pumped using the ship's pumps.

The Agency received approximately 169 comments in support of the Michigan petition. Approximately 26 comments were received opposing the petition most of these commented on the general inadequacy of recreational pump-out facilities. Specifically those opposing the petition variously complained of insufficient suction to pump out all types of recreational boats, inadequate operating hours, inconvenient locations, and excessive time requirements for pump out.

Following an examination of the petition and supporting information, and a consideration of all comments received pursuant to the October 9 FEDERAL REGISTER notice, I have determined that adequate facilities for the safe and sanitary removal and treatment of sewage from all vessels are reasonably available for the Michigan waters of Lake Michigan, Huron, Superior, Erie and St. Clair, all waterways connected thereto, and all inland lakes. This determination is made pursuant to section 312(f) (3) of Pub. L. 92-500.

Dated: January 9, 1976

**Russell E. Train**

Administrator

[FR Doc. 76-1248 Filed 1-14-79;  
8:45 am]